

HONORABLE RICARDO S. MARTINEZ

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

EQUAL EMPLOYMENT OPPORTUNITY  
COMMISSION,

Plaintiff,

vs.

SMARTTALENT LLC,

Defendant.

CASE NO. 2:22-cv-01102-RSM

STIPULATION AND ORDER  
REGARDING DEADLINE TO ANSWER  
OR OTHERWISE RESPOND AND  
BRIEFING SCHEDULE

**STIPULATION**

Pursuant to Local Rules 7(d)(1) and 10(g), Plaintiff Equal Employment Opportunity Commission and Defendant SmartTalent LLC, by and through their undersigned counsel and without waiving any rights, claims, or defenses they have in this action, hereby stipulate to a continuance for Defendant to answer or otherwise respond to the Complaint. In support of this stipulation, the Parties state as follows:

WHEREAS, Plaintiff filed the Complaint on August 5, 2022 ("Complaint") (Dkt. 1);

WHEREAS, Plaintiff served the Complaint on Defendants on August 22, 2022 (Dkt. 4);

STIPULATION AND ORDER  
REGARDING DEADLINE TO ANSWER  
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BRIEFING SCHEDULE -1

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1 WHEREAS, pursuant to Federal Rule of Civil Procedure 12, Defendant's response to  
2 the Complaint is due to be filed by September 12, 2022;

3 WHEREAS, the Parties have stipulated and agreed to extend Defendant's time to  
4 answer or otherwise respond to the Complaint until October 3, 2022;

5 WHEREAS, the Parties have stipulated and agreed that should Defendant respond to  
6 the Complaint by filing a motion pursuant to Rule 12 of the Federal Rules of Civil Procedure,  
7 this motion shall be noted for consideration no earlier than November 18, 2022, that  
8 Plaintiff's opposition thereto may be filed by November 14, 2022, and that Defendant's Reply  
9 may be filed by November 18, 2022.

10 THEREFORE, it is hereby stipulated and agreed that, subject to Court approval,  
11 Defendant shall file its answer or otherwise respond to the Complaint by October 3, 2022, and  
12 should Defendant respond to the Complaint by filing a motion pursuant to Rule 12 of the  
13 Federal Rules of Civil Procedure, Plaintiff's opposition thereto shall be filed by November 14,  
14 2022 and Defendant's Reply shall be filed by November 18, 2022.

15 Defendant does not waive any defenses by entering into this stipulation. A proposed  
16 form of order is attached.

17 IT IS SO STIPULATED, THROUGH COUNSEL, OF RECORD.  
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26 STIPULATION AND ORDER  
REGARDING DEADLINE TO ANSWER  
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BRIEFING SCHEDULE -2

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1 DATED September 12, 2022

GORDON REES SCULLY MANSUKHANI,  
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3 By: s/ Daniel O. Culicover

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12 Attorneys for Defendant:  
13 SmartTalent LLC

14 DATED September 12, 2022

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STIPULATION AND ORDER  
REGARDING DEADLINE TO ANSWER  
OR OTHERWISE RESPOND AND  
BRIEFING SCHEDULE -3

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Attorneys for Plaintiff

**ORDER**

Based on the foregoing stipulated motion of the parties, and good cause appearing, therefore, IT IS HEREBY ORDERED THAT the case schedule be amended as follows:

1. That Defendant SmartTalent LLC shall answer or otherwise respond to the Complaint on or before October 3, 2022

2. Should Defendant SmartTalent LLC respond to Complaint with a motion to dismiss, Plaintiff's Opposition to the motion to dismiss is due November 14, 2022 and Defendant's Reply shall be filed by November 18, 2022.

DATED this 13<sup>th</sup> day of September, 2022.



RICARDO S. MARTINEZ  
UNITED STATES DISTRICT JUDGE

Presented by:

ATTORNEYS FOR DEFENDANT SMARTTALENT LLC

By: s/ Daniel O. Culicover

Saran N. Turner, WSBA #34471  
Daniel O. Culicover, WSBA #55085

STIPULATION AND ORDER  
REGARDING DEADLINE TO ANSWER  
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BRIEFING SCHEDULE -4

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36 STIPULATION AND ORDER  
REGARDING DEADLINE TO ANSWER  
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